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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Patrick Y. Ikehara

Applicant : Yiwei Thomas Hou, et al.  
Application No. : 09/440,148  
Filed : November 15, 1999  
Title : SERVER-BASED NETWORK  
PERFORMANCE METRICS GENERATION  
SYSTEM AND METHOD  
Grp./Div. : 2664  
Examiner : Kamran Emdadi  
Docket No. : 35400/DMC/F179

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AMENDMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Post Office Box 7068  
Pasadena, CA 91109-7068  
February 5, 2003

Commissioner:

In response to the Office action mailed on November 5, 2002, please amend the above-identified application as follows:

In the Claims:

Please amend claims 1, 8, 12, 14, 17, 25, 27-28, 34 and 37.  
Pending claims 1 - 39 follow:

1. (Amended) A metrics server in an intranet comprising:  
a network interface device configured to non-intrusively measure network traffic transferred in and out of an intranet for at least one connection, the at least one connection being a logical path from a specific source to a specific destination, the intranet being a network accessible only by authorized users; and

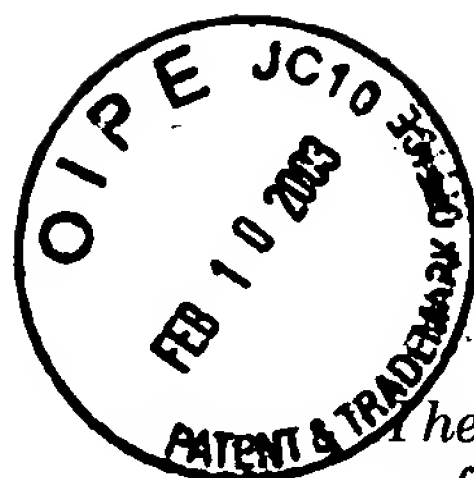
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
AMENDMENT TRANSMITTAL LETTER

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*[Signature]*  
Patrick Y. Ikehara

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February 5, 2003

Enclosed is an amendment to the above-identified application.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment	Highest Number Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE
Total Claims Fee	39	* 39	0	x \$9.00	0 x \$18.00	-0-
Independent Claims	9	** 6	3	x \$42.00	3 x \$84.00	\$252.00
Multiple Dependent Claims ***				\$140.00	\$280.00	-0-
TOTAL FILING FEE						\$252.00
NO ADDITIONAL FEE REQUIRED ****	IF NO FEE REQUIRED, INSERT "0"					
LIST INDEPENDENT CLAIMS: 1, 12, 14, 17, 25, 27, 28, 34, 37						
* IF HIGHEST NUMBER PREVIOUSLY PAID FOR IS 20 OR LESS, WRITE "20" IN COLUMN 3 ** IF HIGHEST NUMBER PREVIOUSLY PAID FOR IS 3 OR LESS, WRITE "3" IN COLUMN 3 *** PAY THIS FEE ONLY WHEN MULTIPLE DEPENDENT CLAIMS ARE ADDED FOR THE FIRST TIME **** IF NO FEE REQUIRED, ADDRESS ENVELOPE TO "BOX NON-FEE AMENDMENTS"						


- ☒ Attached is our check for \$252.00 to pay the fees calculated above.  
☐ A Petition for Extension of Time and the required fee are enclosed.  
☐ Other enclosures:

**Amendment Transmittal Letter**  
**Application No. 09/440,148**

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by or to give effect to this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By   
Patrick Y. Ikehara  
Reg. No. 42,681  
626/795-9900

PYI/rmw  
RMW IRV1062480.1-\* -2/5/03 6:05 PM